

August 22nd, 1940.

Motion by Commissioner Morley, seconded by Commissioner Sallee, that the following Easement for Water Line, be and the same is hereby approved and the Chairman is hereby authorized to execute said easement. All members voting in the affirmative, motion was by the Chairman declared carried.

EASEMENT FOR WATER LINE

This agreement made and entered into this 22nd day of August, 1940, by and between Tulsa County, State of Oklahoma by G. H. Shepard, the Chairman of the Board of County Commissioners of said County, party of the first part; and the City of Broken Arrow, Oklahoma, a municipal corporation, party of the second part.

WITNESSETH: That the party of the first part for and in consideration of the sum of One (\$1.00) Dollar and other good and valuable consideration, to it in hand paid, the receipt of which is hereby acknowledged, and for and in consideration of the agreements and covenants contained, does hereby grant to the party of the second part, the right of way to lay, maintain, operate, relay and remove a pipe line for the purpose of transportation of water, with right of ingress and egress to and from the same, on, over and through certain lands situated in the County of Tulsa, State of Oklahoma, and dedicated to public use as a roadway, described as follows, to-wit:

A strip of land 40 feet wide being 613 feet west of the east boundary line of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$ NE $\frac{1}{4}$), Sec. 11, Twp 18 N, Range 14 East, and running parallel to said east boundary line across said tract north and south; and continuing across a certain roadway 30 feet wide running east and west along the south side and boundary line of premises above described.

IT IS HEREBY MUTUALLY AGREED BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. That the said first party is to fully use and enjoy the said premises except the easement for the purpose hereinbefore granted to the said party of the second part.
2. That said second party hereby covenants to bury its pipe so that the same will not interfere with the maintenance of said roadways.
3. That the second party herein shall have the right at any time to change the size of its pipe line.
4. This contract shall bind and run in favor of the respective parties hereto, their successors and assigns.

IN WITNESS WHEREOF, the parties hereto have hereunder set their hands and affixed their seals, the day and year first above written.

Signed: G. H. Shepard, Chairman, Board of
County Commissioners of Tulsa County,
State of Oklahoma.

Motion by Commissioner Morley, seconded by Commissioner Shepard, that the duplicate statement of the County Treasurer's account with the National Bank of Tulsa, be and the same is hereby accepted and filed. Upon roll call, all members voting in the affirmative, motion was by the Chairman declared carried.